



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner of Patents and Trademarks  
United States Patent and Trademark Office  
Washington, D.C. 20590

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MCKEARN

CU-2564 RJS

INTERNATIONAL APPLICATION

PCT-US99/30700

LADAS & PARRY  
224 SOUTH MICHIGAN AVENUE  
SUITE 1200  
CHICAGO, IL 60604

DATE RECEIVED  
22 DEC 99

DATE RECEIVED  
23 DEC 98

DATE MAILED

06 AUG 2001

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as:
  - ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):
    - ☒ U.S. Basic National Fee.
    - ☒ Copy of the international application.
    - ☒ Oath or Declaration of inventor(s).
    - ☐ Copy of Article 19 amendments.
    - ☐ Priority Document.
    - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
  - ☐ Indication of Small Entity Status.
  - ☐ Translation of the international application into English.
  - ☐ Translation of Article 19 amendments into English.
  - ☐ Other:
2. Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.
  - ☐ U.S. Basic National Fee.
  - ☐ Copy of the international application.
3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
  - a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
    - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
  - b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
  - ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
    - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO.917.
  - ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
4. Additional claim fees of \$\_\_\_\_\_ as a \_\_\_\_\_ large entity \_\_\_\_\_ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.
5. Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO.920.

**ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136a.

6. If box 5a or 5c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 or 37 CFR 1.494(d) or 37 CFR 1.495(d) months from the priority date.

For information, the international application to the United States Patent and Trademark Office is being forwarded to the designated office for the hearing and include the international application number and the international filing date.

**A copy of this notice *MUST* be returned with this response.**

DO/EO: PCT/DO/EO.917

Notice of Defective Translation

PTO/US

PTO/US-917

Charita A. Burt, Paragon

ORV: 00-01-5-AM-2-2-1

Signature 703-305-377